1924-26

File No. 54-24

Previous References (Sanctions

Serial Nos. 1—6

Mem 16-96(1-24)

Later references.

Preserve V 50(2)

Preserve for 2 yrs

GENERAL AND REVENUE SECRETARIAT

Serial Nos. 6x

Part B for March '26.

SUBJECT

Article to be examined by the Chemical Examiner's Dept

Sl 5 To the Accountant Customs Commr
& Dep Supdt Customs & Comptroller
No G 7852-3 of 29.3.26

Adds 2 items to the list hitherto to be examined by the Chemical Examiner & the fees to be levied therefor.

Sl 6. To the Comptroller, Bombay Gazette
No G 16566 29.3.26

Pr notified the addition to rule (V) of the rules issued under

Instr no 16861 / Nos 7.28 & 29 of 14.4.1902

JBL
15/4/16

Secretariat. File No. Jail 54 of 19 26

Serial No. 1

Comr. of Kolar &
From the Deputy of Police
No C 166 of 6th/12th June 1925.
Forwards copy of correspondence & the Dir. of P.H. duly
between himself & the regard to the
claim for a fee of Rs 10 made
by the latter Officer on account of the
examination of blood of ~~the~~ ~~accused~~
his son in Court.

Submitted. While the Director contends that payment is to be
made as the examination relates to
a private individual the Deputy Commissioner states that as the article was
sent by the Dt. medical Officer, being
a gazetted medical Officer, holding
an independent charge, he is not
liable to pay any fee under cl (V), Govt
Govt Notn of 14.2.1902.

Flag 2

Submd for orders.

17/6/25 J.P.O. DS

1) It is not known whether the Dy. Commr. is right in marking
the application reference in the Magistrate did not take
& whether the Dist Med Officer took this
as a private Case. If the case was taken as a private case, & not on the motion of the individual
concerned, or
some other interested party, the person on whose behalf the article was sent for examination
a fee seems to be leviable.

10382
27.6.25

L. L. Reed)

2) The contention of the Med. Director is correct. The requisition
19/6
was made by a Gazetted medical officer
holding an independent charge. no fee is leviable
Seems to be leviable
W. [illegible]

NOTE—Contn. Sheet

G. R. S. III-21

General and Revenue Secretariat.

Sar File No. 57 of 1926

Serial No.

1/ Please submit this case to the Dewan. It seems to me that the D.M.O. should have to do the D.C. when son in law he was treating as a private patient that fee is to be charged for the med exam", & I do not think that the G.H. Institute should be required to ~~work~~ examine such cases without fee.

2/ The rules will be made clear, so as to differentiate between public interests (including forests) & private & in the meantime D.C. may be told only to pay. As a Dy Com is created, I am relieving this to Dewan

Ale
29/6

~~Shall I write~~
~~Withdraw, Accept the~~
~~fact allowed~~

3/ In such cases, it is always best not to raise controversy

Ale

DEWAN'S OFFICE,
RECD. ON 30 JUN. 1925
9618

NOTE—Contn. sheet.

Dewan

29.6.

General and Revenue Secretariat.

File No. 64 of 1924

Serial No.

7

The rule does refer to Cases regarding the sale or public auction of property. Cases where the Government of the lands is settled the holding undisturbed

Should this be made clear now & we asked (with) why the Court is not handing over in decorum

The matter need not be settled by G.O. but by a reference

239
9.7

2nd Member

(5) Please (1) draft a rule & previous rule

(7) Please put up draft for (1)

17) Papers

Secretariat. File No. of 19

Serial No.

14) Draft is tabled. Action to amend the rule will be taken after the draft issues
HMK 14/7/25 - 14/7/25

15) Shri Iyengar submits a clean draft as revised

16/7/25

16) Clean draft tabled

16/7/25

L. 2 Secs)

17) Put up another draft letter to D.P.H.I, in respect of the observations of the Secretary in his last para.

17-7

18) Draft tabled

18/7/25 - HMK 18/7/25

L. 2 Secs)

19) Put up next draft as agreed

20/7/25

20) Four drafts are submitted

23/7/25 - HMK 23/7/25

L. 2 Secs)
2 Advs)

28/7/25

746/25/7

21) Vide Member's orders on page 3. of the notes.

28/7/25

22) Done

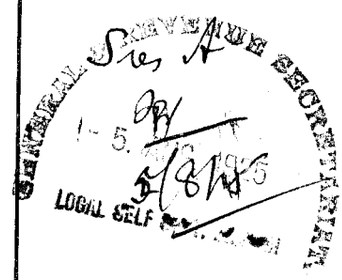
28/7/25

NOTE—Contn. Sheet

General and Revenue Secretariat.

File No. [illegible] of 1925

Serial No.	
2.	L 718 d 3.8.25. The Director of P.H. Institute forwards a statement showing the biennial is being asked to pay the amount of Rs 1
3	L 797 d 5.8.25 from S. Srinivasan at D.C Kola states that the amount may be paid [illegible]



Secretariat. File No. 54 of 1924

Serial No. 4

From the Director of Public Health Lr No 5884 & 1st Dec 1925

Submits modifications to rules 5 & 6 of the rules relating to examination of Articles by the Chemical Examiner to Govt.

2) Asked Re modifications to rule 7 now applied provides for the collection of fee on the prescribed scale from patients whose income is above Rs 50 there is point for orders whether the amendment may be added at the end of para (V) and whether the words (a) "or their Guardians" may be inserted ~~substituted~~ between the words "patients" and "whose" (b) "per month" inserted after the words "Rs 50"

2) The amendment to para (VI) is no amendment because that para simply refers to previous G.O. & 17.3.1898 which will have to be modified independently of the rules of 14.2.1902.

Submit for orders

K.V. 10/12/25 K 6/12/25

2) The amendment proposed to para V of the rules of April 1902 may be approved with the slight modifications indicated therein in pencil and the amendment proposed to para VI shall be effected by the modifications of the

H.T.

NOTE—Contn. Sheet

(7

[App. F. III—2

General and Revenue Secretariat. | File No. 54 of 192 .

Serial No

for 7 Mar 17th March 1858 opened &
2 Mar 2 Recd)

28
24/12/25

Find out the practice in Victoria Hosp & other Hospitals in respect of charging fees from Sardars
Dr
23/12

Serial No.

Fo. 300-50/med
83-45=88
12.7.1916.

From the rules on the ~~levy~~ levy of fees in Hospitals & dispensaries it is ~~seen that~~ stated that "persons whose monthly income from all sources does not exceed Rs 50 & their dependents will be considered as poor" "Will be entitled to free treatment" "Every other person attending a hospital or dispensary for treatment will be charged fees" This seems to make guardians getting an income of more than Rs 50 a month liable for payment on behalf of their wards. Subject for orders.

medical advice and

31/1/16 The rules seem to be defective in regard to dependants of persons whose income is more than Rs 50/- If such a person wants to get himself treated in an hospital and if his guardian does not consent to pay for his dependant should the latter go without treatment? The criterion should be the status of the party who contracts with the hospital authorities under the rules. Under the circumstance the addition of the word 'guardian' between

NOTE—Contn. Sheet

Serial No.

"whenever" and "whose" in transmission does not seem to be desirable.

Before amending para 5 the Govt order of 1898 should at first be added to and the G.O. of 1895 as thus added to should be mentioned in para 5 the wording of the G.O. of 1916 have also to be modified separately

X

91

18
21/26

26) The Director, Public Health Institute, has suggested a rule in modification of Rule V in Flag Z. The result is that the provisions of Rule V are entirely omitted in the proposed rule

27) The Director was asked to make manifest the -- distinction between public and private interests - The Rule suggested by the Director seems to apply - to all interests. This was not, probably, intended by the Rules in Flag Z.

28) According to the Rule suggested even ~~in-patients~~ in-patients in the District and Taluk Hospitals may have to pay while such does not seem to be the intention of Rule V

29) Besides, in the Revised Rules for the Poor Fund etc., (Flag U) the charge for examination of blood sputum, urine, etc., is As. 8/- whereas in the Government Order of 1898 Flag X it is Rs. 5 or Rs. 10

Secretariat — File No. 84 of 1926.

Serial No.

30) Since the proposed rule would affect the in-patients in the District Hospitals and since the charges vary, the Senior Surgeon may perhaps be - consulted

11/1

(Ch Secy)

31) S. S. may perhaps be consulted (Moffat)

2nd Nov

6262 13/1

32) Yes

15/1/26

12/1

12/1

15/1

33) Forwarded with compliments to the Senior Surgeon in response for favour of furnishing his opinion in the matter

No. 455 dt. 19.1.26

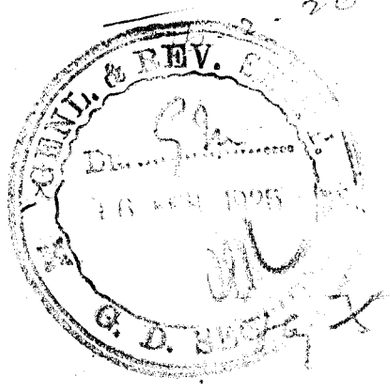
By order

for Secretary to Govt Local & Legislative Depts

NOTE—Contn. Sheet

Serial No.

No. Jo. C. 17



36/ The proposals made in the Director's letter are to add two new items to the kinds of work done by the Chemical Examiner and Bacteriologist, for which fess could be charges by him, as authorised by Government Order No. 11665/Mis.F 28-96 dated 17th March 1898 and (2) to substitute a fresh rule instead of the old rule (v) of the Rules prescribed in Government Order No. 16841/Mis.F. 28-96 dated 14th April 1902, relative to the examination of substances sent to the Chemical Examiner and Bacteriologist, by officers in.charge of Medical Institutions.

35/ No.(1) which fixes the rates of fees for two new kinds of work which did not find a place in the list quoted in the margin of the Government Order of 17th March 1898 is unobjectionable.

36 No.(2) however, materially affects the Medical Department. The old rule (v) of the rules prescribed by the Government Order of/4th April 1902. required the Chemical Examiner to undertake free of charge investigations referred to him by Gazetted Medical Officers holding independent charge, "pending the organisation of a clinical laboratory.

37/ The words under quotations would seem to show that the Government thought it part of the duty of Medical Institutions to undertake all kinds of work necessary for the diagnosis and treatement of cases seeking admission in the institutions, whether as in or out-door patients. Chemical and microspic and

Serial No.

other kinds of examination form part of the process of diagnostic work. It was, and rightly too, the intention that every hospital should have its own clinical laboratory. But owing to financial conditions, the Government arranged to have the (chemical and bacteriological part of) clinical laboratory work of Hospitals in the laboratory of the Chemical Examiner and Bacteriologist, which is also, after all, maintained by Government.

38) When a patient resorts to a medical institution for medical advice or treatment and the authorities of the institution think that chemical or bacteriological examination of the patient's blood, sputum, &c., is necessary for an accurate diagnosis (or for confirmation of the same) and send the specimens to the Chemical Examiner, because facilities for doing the work do not exist in the Hospital, such work has to be regarded as part of the Hospital work. It is only as part of his official duty and responsibility that a Medical Officer in charge of an institution can in his official capacity send specimens to the Chemical Examiner. The patient can only be charged fees if he is liable to be charged under the marginally noted Government Orders applicable to Medical Institutions and at rates therein fixed and not otherwise. If the work is sent in their private capacity, as medical practitioners,

G.O.No.L.3886-39-59/Medl.32-22-2 dated 25th November 1922 and G.O.No.L.4198-9/Medl.6922-6 dated 4th December 1923.

P
2

NOTE —Contn. Sheet

it will be private work and Rule (vi) authorises the Chemical Examiner to charge. No modification of rule (v) is called for.

3) Another point which arises for consideration in this connection is that the rates of fees prescribed in the Government Order of 4th December 1923, were prescribed in the interests of the "Poor-Fund" of the Institutions. The Pathologist benefits only to the small extent of 20% of the fees collected the remaining 80% being credited to the "Poor Fund" and to Government. If, on the contrary, the Chemical Examiner is permitted to claim for a transfer to himself of the fees collected in Hospitals for Wasserman's test, &c. whether at the Public Health Laboratory rates or at Hospital rates, he will credit to Government only 4% of the collection and take for himself the remaining 96%, although the work was done by him as a wholetime servant of the Government, in a Government Laboratory, with materials supplied at the cost of Government. The proposal to collect ~~xax~~ fees at the rates suggested by the Chemical Examiner from patients of Hospitals and to remit the same to that Officer involves, therefore, a substantial loss to Government and to the "Poor-Fund" of the Hospitals.

4) Thus, no change in Rule (v) of the rules issued with Notification No. 16841-Mis.F. 28-96 dated 14th April 1902, is called for.

2

4) As regards the new items Nos. 8 and 9 proposed by the Chemical Examiner, it appears to be more appropriate to issue them as additions to the list quoted in the margin of Government Order No. 11665-Mis.F 28-96 dated 17th March 1898, than to para (vi) of the rules issued with the Government Order of 14th April 1902.

Serial No

(a) Submit perusal with refce to para 31 & 32

MS
9/12

Dr.

1 ~~for Recognition~~

(a) For facility of disposal, I give a brief summary of the facts of this file indicating the point on which orders are now required.

(b) The Dir. of P.H.I. Exd. the blood of a patient sent to him by the Dt. Medical Officer of Kolar and charged a fee of Rs. 10 for the Exn. The D.C. of Kolar who happened to be the guardian of the patient refused payment on the ground that the Dir. was bound under the rules to make a free Exn. Govt Exd. the matter and ordered that the D.C. Shd. pay the charge. It also ordered that the rules Shd. be modified so as to make it clear that examinations made by the Dir. in public interests (including poverty) Shd be free, the Dir. being free to charge for private Exns at rates fixed in G.O. No. 11665 of 17.3.1898

(c) The Dir. was asked to submit a draft set of rules modified as above & has ~~done so~~ in his letter dated 1.12.25. The Surgeon was consulted as to the suitability of these

para 5 & 7

H X

Note—Contn. Sheet

Serial No

Rules and her opinion is contained in paragraphs 34 to 41 of these notes

H.2

46) The rule in respect of which a charge of Rs 10/- was deemed desirable by Govt is rule 5 of Notfn no. 1684I of 14.4.1902. The rule is as follows:

"Pending the organization of a clinical laboratory, he shall make such bacteriological and pathological investigations as may be required by any Gazetted medical officer holding an independent charge."

47) The charge suggested by the D. of P.H.I. is contained in the enclosure to his letter of Dec 1925. It will be noticed that the D goes far beyond the intention of Govt. The Govt meant that no examinations conducted by the D. at the instance of a Gazetted med. officer should be charged for except examinations in connection with the private patients of such med. officers. The draft sent by the ~~Retd.~~ Dir would make no one examinations in connection with private patients liable to a charge but all examinations in connection with patients whose income exceeds Rs. 50 p.m.

P.H.D

48) Govt are still not in a position to express any opinion for or against this complete change of the rule. The officers conducting the exams are mostly trained at the expense of Govt & the material and equipment used by them come

Serial No

Out of State funds. They shd be required to make free examination in public interests (including prosty) & govt need not extend to them the benefit of an unearned increment

49) The Dir. has taken advantage of this occasion to add two items for which charges can be levied in the case of private patients. This is reasonable & may be accepted. I think, however, that the rates suggested viz Rs. 15 & 5 are too high. They may be reduced to Rs. 10 & 3

50) On the whole my suggestions is

(1) that at the end of the existing rule 5 in notfn no 16841 of 14.4.1902, the following proviso may be added:—

A. | provided that such investigations are not required to be made on behalf of the private patients of such medical officer (or in the case of indigent patients)

(2) that the following might be added as

B. | items 8 & 9 to those enumerated in G.O. no. 11665 of 17.3.98

Wassaman test (in Syphilis) -- Rs. 10

Exn of blood, sputum, urine &c -- Rs. 3

X The Med. officer who applies to the D. may exn may be asked to state in every case that the exn is not on behalf of a paying private patient

7661 5/3

51) 1st Member. I agree to the idea in A but the wording may be left to the discretion of the Director who should decide whether the person is a private patient or not & in the former case pay fees

PP 5/3

(for portion in brackets see B) all rights reserved

Note—Contn. Sheet

For Mr

General and Revenue Secretariat | Jan File No. 57 of 1926

Serial No

No. 6606

Subd with 2 drafts

8/3/26

Ind

57 For approval

mw 8/3

Please put a clean copy of this letter file before subtg

mw 9/3 7839 10/3

Second Member 10

57) Typed copys sent

9/3/26 mw 11/3

Ind

57) As Secy 11/3

Dewan 11/3 11/3

57) As this relates mw 12/3 Finance

57) The draft G.Os are in accordance with the Govt Memdum order But the case Subd to the Dewan also as its one important cases. In one case, the Wording of the Rule is changed so as to make it clear that charges are leviable for exns in connection with the Visit patients of Govt medl officers In the other, two items are added to the List of examinations for which the Govt Ch. Examiner can charge fee.

Dewan. 13/3. mw 13/3

57) Ind

May the drafts be privately put up to the Secretary?

mw 25/3.

Secy 61) Yes

NOTE—Contra Sheet

Serial No.		
5	To	The Senior Surgeon The Sanitary Commr The Director P.H. Institute The Comptroller to Govt. No 4 7852-5 Dt 29.3.1926 Approves the addition of two items to the list of articles to be examined by the Chemical Examiner to Govt at the rates & fees to be levied thereafter
6	To	The Compiler Mysore Gazette No 4 7856 Dt 29.3.1926 Notifies the modification of rule V & G.O No 16841 Misc 7.28-96 Dt 14.4.1902
	To	The Director P.H. Institute The Senior Surgeon No 4 7857-8 Dt 29.3.1926 Forwards a copy of the above

Prepd by JBL 3/4/26

D

JBL Director

NOTE—Contn. Sheet

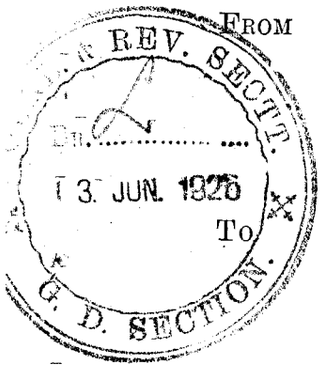
ENCS. 18.

49988

KOLAR DISTRICT.

Camp Mysore,
Dated Kolar, the 6th June 1925

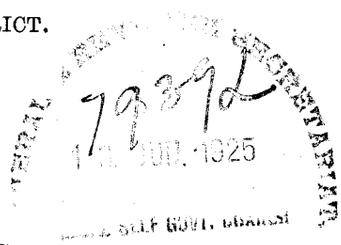
12 (Kolar)



FROM

S. HIRIANNAIYA, ESQ., M.A., B.L.,

DEPUTY COMMISSIONER, KOLAR DISTRICT.



To

B.Nagappa,Esq.,Bar-at-Law.,

SECRETARY TO GOVERNMENT OF MYSORE,

Local and Legislative DEPARTMENT,

BANGALORE.

Sir

Sir,

Sau 54-24-1

I have the honour to forward herewith for the kind orders of Government correspondence ending with my letter of the 27th May 1925 to the Director of Public Health, Bangalore regarding a claim of a fee of Rs.10/- made by that officer. The facts of the case are as follows

2 In November 1924 my daughter's marriage took place at Kolar but on the 5th day even before the festivities were over the bridegroom took ill and had high fever continuously for several days. The District Medical Officer was treating the patient and as the fever did not go down in spite of several remedies, he decided to send the blood of the patient for examination. He took a specimen of the blood, sealed it and addressed a cover letter to the Director of Public Health which he intended to send by post. In my anxiety, I feared delivery through post might entail delay and I accordingly offered to the District Medical Officer to send the glass tube containing the specimen as well as the letter with a peon and with his consent I did so. Another son-in-law of mine at Bangalore delivered the tube as well as the letter to the Director.

The analysis by the Director took some time and by the time his reply was received, the fever had gone down

2 The Director has now claimed a fee of Rs.10/- holding that

under clause VI of the rules issued by Government with G.O. No.16841 G.P. 28-96 dated 14th April 1902 the analysis made by him was an analysis for private persons. But this rule has to be read with the next preceding rule (viz., rule V) which directs that the Chemical Examiner and Bacteriologist to Government is bound to make such bacteriological and pathological examinations for investigations as may be required by any Gazetted Medical Officer holding an independent charge, pending the organisation of a clinical laboratory. It seems to me that the present case comes exactly under this last mentioned rule as the analysis was under the request of a Gazetted Medical Officer holding an independent charge(viz the District Medical Officer, Kolar) in the absence of a clinical laboratory in Kolar. My undertaking in a moment of extreme anxiety and to avoid delay to send the specimen and the letter through a servant of mine at my cost for prompt delivery to the Director of Public Health can not alter the character of the requisition of the District Medical Officer of Kolar to the Director of Public Health. If a Medical Officer other than a Gazetted Medical Officer holding independent charge had made the requisition or if there had existed at Kolar a clinical laboratory the claim would have been perfectly valid as the case would have been covered by rule VI. But in this case as the correspondence will show the District Medical Officer made the reference to the Director in his official capacity and his reply and the bill have been sent through the District Medical Officer and the mere fact that the delivery of the specimen and the letter was through one of my men and not through post, can not, I submit make any difference. In fact the Director admits that the District Medical Officer is fully justified in sending the specimen sent for examination here and he is bound to examine all specimens sent by him (Vide his letter No.915 of the 13th February 1925 .

3. As there was at least reasonable doubt in the matter, I requested the Director to obtain the orders of Government as having made the rules they were the only competent authority to give a decisive ruling. But as that officer has declined to do so, I request the favour of your kindly placing the matter before the Government and obtaining their orders. If it is held that the contention of the Director is correct the payment will

(21

be made cheerfully and without demur.

I enclose herewith for reference copies of the entire correspon dence on the subject.

I have the hnonour to be,

s i r,

your most obedient servant,

Deputy Commissioner,
Kolar District.

MVS.

22

Letter No.2230 dated 22-11-24 from the District Medical Officer, Kolar District, to S.Hiriannaiya,Esq ,M.A.B.L.,Deputy Commissioner, Kolar District

%%%%%%%%%%%%%%%%%%%%%%%%%

I have the honour to forward herewith a bill for Rs.10/- for having examined the blood of your son-in-law together with the results of blood examination, received from the Director, Public Health Institute Bangalore for your kind perusal and favour of disposal

c o p y

Deputy Commissioner
Kolar District

(23

KxMx

Bacteriological analysis of the following specimen:-

No	Names.	Result		
	B.N. Subba Rao	T. Negative	A Negative	B. Negative.

No.569

The Public Health Institute
B a n g a l o r e

Sd.A.K. Pani
Director.
Public Health Institute

20-11-24

To
The D.M.O. Kolar Dt

" C o p y "

Deputy Commissioner.
Kolar District

24

D.M O. Kolar District

Date	Description of work done	Fee claimed	Remarks
	Blood of Mr.B.N. Subba Rao examined for	Rs.10/-	

The Public Health Institute
B a n g a l o r e.

Sd.A.K.Pani,
Director,Public Health Institute

Dated,20-11-1924

To
The D.M.O
Kolar District

" C o p y "

Deputy Commissioner
Kolar District.

28

Letter dated 5-12-24 from Mr.S.Hiriannaiya,M.A.,B.L., Deputy Commissioner Kolar District, to the District Medical Officer, Kolar District.

I am in receipt of your letter No.2230 dated the 22nd November 24 with a bill for Rs.10/ for the examination of the blood of my son-in-law I shall be much obliged if you will kindly let me know on what authority the fee is claimed. All the same, I heartily thank you and the Director for the trouble taken in examining the blood etc

c o p y

Deputy Commissioner
Kolar District

MVS

126

Letter.No.656 dated 9th December 1924 from the Director, Public Health Institute, Bangalore, to the District Medical Officer. Kolar Dt

%%%%%%%%%%%%%%%%%%%%

With reference to your letter No.2634 dated the 6th instant, I have the honour to state that no specimens tendered by private persons are to be examined gratis as per G.O.No.16841 G.F.28-96 dated 14-4-1902 and only on this authority a fee of Rs.10/ prescribed by Government has been claimed

No.2625/13-12-24

Forwarded with compliments, to the Deputy Commissioner G.O No.16841 G.F.28-96 dated 14-4-1902 may kindly be consulted

Sd. N.S.Nanjundiah

District Medical Officer

copy

Deputy Commissioner
Kolar District

27

Letter No.745 dated 8-1-25 from the Director, Public Health Institute, Bangalore to the District Medical Officer, Kolar Dist.

I have the honour to invite your attention to this orrice No 656 dated the 11th December 24 regarding the payment or a bill amounting to Rs.10/ due by Mr.Hiriannaiya and to request that arrangements may be made for the early payment of the amount

No.2909/8-1-25 Forwarded with compliments, to Mr.S.Hiriannaiya M.A B.L. Deputy Commissioner, Kolar District, Kolar, in continuation of this office No. 2523 dated 13-12-24 for kind information and and favour of disposal.

Sd.M.S.Nanjundiah
District Medical Officer, Kolar

/ c o p y /

MVS

Deputy Commissioner.

25

Letter dated 12-1-25 from Mr.S.Hiriannaiya,M.A.B.L.,Deputy Commissioner Kolar District, to the Director, Public Health Institute, Bangalore

With rererence to correspondence ending with your letter No.745 dated the 6th instant to the D.M.O. Kolar, regarding the payment of a bill amounting to Rs.10/ I have the honour to state that the blood was tendered for examination at the instance of the District Medical Officer who also made a reference to you. It was only for the sake of expedition that I sent my peon and in the circumstances I do not think the request of the D.M.O. can be treated as a private one. I request therefore to be kindly informed if I am bound to pay the examination fees claimed. As the matter seems to admit of reasonable doubt I would request that it may be referred to higher authorities for final orders

Copy with compliments to the District Medical Officer. for information

Sd.S.Hiriannaiya
Deputy Commissioner,

copy

Deputy Commissioner.

29

Letter No.785 dated 14th January 1925 from the Director, Public Health Institute, Bangalore to Mr.S.Hiriannaiya,M.A.B.L. Deputy Commissioner, Kolar District.

With reference to your letter No.C. dated camp Chikkaballapur, 12th January 1925 I have the honour to state that I admit that the blood was tendered for examination at the instance of the District Medical Officer who is exempted from charging the legitimate fees from pauper patients only

As the matter does not admit of any doubt whatever the fees claimed according to Government Order may be kindly sent at an early date.

/ c o p y /

Deputy Commissioner.

MVS

Letter No.C.146 dated 7/8th February 1925 from the Deputy Commissioner Kolar District, to the Director of Public Health Institute, B a n g a l o r e

With reference to correspondence ending with your letter No.785 dated 14th January 1925 regarding the payment of the bill for Rs.10/-, I have the honour to state that my attention has since been drawn to clause(v) of G.O. No.16841/Mis.F.28-96 dated 14-4-1902 according to which the Chemical Examine and Bacteriologist to Government is bound to make such bacteriological and pathological investigations as may be required by any Gazetted Medical officer holding an independent charge, pending the organisation of a clinical laboratory.

The present case comes under the above clause as the D.M.O. who is a Gazetted Medical officer holding an independent charge had, in the absence of a clinical laboratory under his charge, to tender the specimens of blood to the public Health Institute for examination. It was, as I have already stated only for the sake of expedition that I sent my peon. The clause referred to does not contemplate the charge of fees for such examinations. In the above

circumstances I am of opinion that the claim made by you does not appear to be valid

" C o p y "

Deputy Commissioner
Kolar District

Letter No.891 dated 7th February 1925 from the Director of Public Health Institute, Bangalore, to the Deputy Commissioner, Kolar District

-----O----

I have the honour to invite your kind attention to this office No 785 dated 14th January 1925, and to request that the fees claimed by this department may be remitted at an early date.

----O----

C o p y "

Deputy Commissioner
Kolar District

Letter No.C.146 dated 11/18th February 1925 from the Deputy Commissioner Kolar District, to the Director of Public Health Institute, Bangalore.

-----O----

With reference to your letter No.891 dated the 7th instant. I have the honour to state that a reply to my last reference No.C.146 dated 6-2-25 is awaited.

----O----

" C o p y "

Deputy Commissioner
Kolar District

34

Letter No.915 dated 13th February 1925, from the Director of Public Health Institute, Bangalore, to the Deputy Commissioner, Kolar District.

With reference to your letter No.C.146 dated 7th instant, I have the honour to state that I am fully aware of the Government Order No.16841/G.I 28-96 dated 14th April 1902, clause V, as this relates to this department and I admit that the District Medical Officer is fully justified in sending the specimen for examination here, and I am bound to examine all specimens sent by him but the Government Order does not say that all cases are to be done gratis so long as the next clause VI, of the same Government Order authorises me to charge the scale of fees prescribed by Government from private persons.

The case now under reference relates to a private patient of means under your care, and as such, the prescribed fee claimed for is legitimate and has to be paid without further delay

" C o p y "

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Ks AY - Co^r - Kolar Dt

Letter dated 22nd March 1925 from the Deputy Commissioner, Kolar Dt. to the Director of Public Health Institute, B a n g a l o r e.

---O---

With reference to correspondence ending with your letter No.915 dated 13th February 1925 regarding the payment of your bill for Rs.10/-, I have the honour to request that you will be so good as to send me a copy of G.O.No.1165/Mis.F.28-96 of 17th March 1898 noted in clause(VL) referred to by you as the same is not forthcoming in the printed Government Proceedir book. It seems to me that clause(vi) cannot be made applicable to the pre sent case where the D.M.O. has tendered the specimens of blood for examination.

C o p y/

Deputy Commissioner
Kolar District.

Letter No.1058 dated 27th March 1925 from the Director of Public Health Institute, Bangalore, to the Deputy Commissioner, Kolar District

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With reference to your letter No.Nil dated the 22nd instant, I have the honour to enclose herein an extract of clause(vl) of the Government Order as desired by you which is applicable to this case

The patient referred to being the son of retired Deputy Inspector of schools and the party interested in his case being yourself, the case becomes doubly strong for payment of the fees.

An early payment may be made to avoid further correspondence

" C o p y "

Deputy Commissioner,
Kolar District.

Extract of Government Order No.16841 G.F.28-96 dated 14th April 1902,(Clause vi)

The Bacteriologist is at liberty to make analysis and Bacteriological examinations for private persons,charging fees according to the scale and on the conditions laid down by Government proceedings No.11665/Mis F. 28-96 of 14th March 1898

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C o p y 22

Deputy Commissioner,
Kolar District

Letter dated 1st April 1925 from the Deputy Commissioner, Kolar District to the Director of Public Health Institute, Bangalore.

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With reference to your letter No.1058/Ln.1 dated the 27th March 25 I have the honour to state that what I wanted was a copy of G.O.1165/Mis. F.28-96 dated 17th March 1898 but not that of clause(vi)which you have sent. The Government Order I wanted is not forthcoming in the printed Government Proceedings book for March 1898. I invite reference to my letter No.nil dated the 22nd ultimo.

2. As regards the statement in your letter regarding the relationship of the patient to myself.I may perhaps inform you at once that I am contesting the claim not because of my inability or unwillingness to pay but because on account of the scant courtesy reported to have been shown to my son-in-law,Mr.K.Shamanna when he went to the Public Health Institute at a moment of great anxiety to know the result of the analysis.I feel I should not pay unless the Government orders clearly require such payment in my humble opinion the orders quoted by you do not establsih such liability and that is why I am asking for the copy of the G.O. referred to in the earlier part of the letter.

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C o p y /

Deputy Commissioner
Kolar District.

Letter No.1280 dated 20th May 1925 from the Director of Public Health Institute,Bangalore.to the Deputy Commissioner,Kolar District

-0-

With reference to your letter No.Nil dated 3rd April 1925 requesting to send a copy of the Government Order referred to therein,I have the honour to state that as a spare copy of the G.O. is not available in this office,the same may be arranged to be got from Government,if necessary.

After so much correspondence about the Government Order etc.,I am surprised to find out that you now hit upon scant courtesy shown to your son-in-law.

I may point out that courtesy was not in the least wanting. He wanted the result of examination the same day which was not at all possible

I again repeat that as a responsible Government official,I am claiming the fees prescribed by Government,and if you delay or refuse to pay,I will be put to the painful necessity of bringing the whole case to the notice of Government for the recovery of the amount

I expect a very ealry reply as the question is pending from a long time

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" C o py "

Deputy Commissioner,
Kolar District.

MBV

Letter No.C.160 dated 27th May 1925 from the Deputy Commissioner Kolar District,to the Director of Public Health Institute,Bangalore.

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I have the honour to acknowledge the receipt of your letter No.1280 dated 20th May 1925 stating that a spare copy of the Government Order referred to in my letter of the 3rd April 1925 is not available and that if necessary,I might obtain it from Government. I have already pointed out in my previous communications that as the analysis was carried out by you on the request of the District Medical Officer made to you officially I am not liable to pay the fees claimed by you. As far as I am able to understand clause(vi)of G.O. No.16841/Miss.F.28-96 dated 14-4-1902 which should be read with clauseV, fees can be charged only when analysis is undertaken on the request of private parties. This was certainly not such a case If your interpretation is correct every patient in the moffussil whose blood is sent for examination by the District Medical Officer will be bound to make the payment unless he is excused on the ground of poverty. As stated in my letter No.C.dated 12th January 1925 the matter admits at least of reasonable doubt and I have requested you to submit the matter for the decision of the higher authorities. As the rules have been framed by Government they are the only competent authority to give a ruling or the proper interpretation of the rules and as you have declined to submit the matter for the orders of Government I am doing so now.

2. With reference to paragraph 2 of your letter under reply,I did not refer in my earlier letters to the scant courtesy shown to my son-in-law partly out of regard for fellow officers in the service and partly also because I felt that a reference to it would be inconsistent with an expression of gratitude for help received whatever the attendent unpleasent circumstances might have been. But your somewhat insulting reference in your letter No.1058/En.1 dated 27th March to the relationship of the patient to his father and myself impelled me to come out with the incident reported to me by my son-in-law though I had made up my mind to ignore it and had no desire to take notice of it. Finally,you may rest assured that the payment would be made loyally.cheerfully and without demur should the Government hold that I am liable to pay

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" C o p y "

SUBJECT

Diary No. of letter replied to 7939

Confl

Section San
File No. 54-24
Serial No. 2

Do No. 1718

~~To~~

General and Revenue Secretariat

the 192

Dear Sir

Date of issue 3/8/25

Signed by [illegible]

With refce to the correspond
ence between ~~you and~~ the Deputy
Commissioner, Kolar Dt, ~~and you~~
~~the~~ ending with your letter
no 160 of 27.5.1925 - to the Dy
Commissioner, regarding the
claim of the Department
for Rs 10/- for examining
the stool of the Deputy Com
missioners sanctions. I am
desired to state that the corres-
pondence between you & the Dy
Commissioner is awaiting his decision

over

List of enclosures

Copied by

Examined by

It is proposed to fix the amount as Rs 5 the Amount only in the cases that are referred to the public Examiner in the public interests & not private cases. A model is also suggested for guidance. I am to add that the rule, so as to make the manifest should be

42

that the Controversy could have been avoided and the matter settled by a reference at the Durbar

Sayler staff

100

Devil asked to pay the damages as per

Yours sincerely

A & A Secy to Govt

23/5

To

A K Pain Esq ICS

Dy Comm & Asst

Bangalore

SUBJECT

Draft Section San
File No. 54-24
Serial No. 3

Diary No. of letter replied to 7939

D.O. No. 2197

~~To~~

General and Revenue Secretariat

the 192

Date of issue 5/8/25

Signed by

List of enclosures

Copied by

Examined by

Dear Sir.

With reference to your letter no C.166 dated the 6th/12th June 1925 regarding the claim of a fee of Rs 10/- made by the Director of the Public Health Institute on account of the examination of the blood of your son-in-law when he was ill in November 1924, I am ~~directed~~ desired to state that rule (v) of the rules relating to the examination of substances by the Chemical Examiner and Bacteriologist

over

under which you claim exemption from payment of fees, refers only to cases required to be examined on public interests and not to private Case of patents who are members of families of gazetted officers holding independent charges. See

I am accordingly to request you to be so good as to arrange for the payment of the amount to the Director of the Public Health Institute early

I am to add that the evidence in the case is wanting in decorum & that the Honble the Director have been awarded the letter the DPH or yourself head Engr the instructions of the or an Executive Engr

Yours sincerely

To

W/23/7 d & R Secy to Govt
HMK 23/7/25

S Hanamanja Esq M.A., BL
Deputy Commissioner,
Kolar Dt/Mks

Jdl
23/7/25

22604

Office of the Director, Public Health Institute

Bangalore date, 1st December 1925.

From

The Director,
Public Health Institute,
Bangalore.

The Secretary to Government,
Local and Legislative departments,
B a n g a l o r e.

Sir,

With reference to your letter No. D.O. L.718 dated 3rd August 1925, I have the honor to enclose herein the modification of Rules in para v & vi of G.O. No.16841 Misc F.28-96 dated 14th April 1902.

I have the honor to be,
Sir
Your most Obedient servant,

Director
Public Health Institute.

Modification of Rules in para v & vi

of G.O.No.16841 Misc. F.28-96 dated

14th April 1902.

(46

Para. v. Medical Officers, Assistant Surgeons & Sub.Asst. Surgeons holding independent charge of Hospitals and Dispensaries, who send specimens of Blood, Sputum & Urine Etc., for Bacteriological or Pathological investigations, shall recover the usual fees prescribed in Para vi of G.O. No.11665/Misc.F.28-96 of 17-3-1898 from ~~xxxxxx~~ patients whose income is above Rs.50/- and remit the same to the Director of the Public Health Institute.

Para. vi. Please add item No. 8. Wassermann Test (for Syphilis). Rs.15/

" " " " 9. Examination of blood, Sputum & Urine Etc., Rs.5/-

Director
Public Health Institute.

Sd/ San 54-24-5

Proceedings of the Govt of H.H.
the Maharaja of Mysore.

Read:-

G.O.No. 11665/Mis F. 28-96 of 17th March 1898 fixing the rates of fees to be levied in the case of articles tendered by firms and private parties for examination by the Chemical Examiner and Bacteriologist to Government.

2. Letter No. 584 dated 1st December 1925 from the Director of Public Health Institute proposing the addition of the following two items to those enumarated in the G.O. Order of 1898 read above:

8 Wassermann Test for Syphilis ..... Rs. 15/-

9 Examination of Blood, Sputum, Urine, etc., " 5/-

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Order No. G7852-5

29th March 1926.

The addition of the two items proposed at the following rate of fees is approved.

8. Wassermann Test for Syphilis 10/-

9. Examination of Blood, Sputum, Urine, etc., ... 3/-

For Secretary to Govt
Medical and Agricultural Deptt

To

The Senior Surgeon & Sany Commr.
" Director of Public Health Institute
" Comptroller to Govt.

c.n.
9/3/26

S.Ex

N O T I F I C A T I O N.

G7856 & 29.3.26

The following proviso will be added at the end of rule (v) of the rules relating to the examination of articles by the Chemical Examiner and Bacteriologist to Government issued with Government Notification No. 16841/Mis F. 28-96 dated 14th April 1902:—

"Provided however that where such investigations are required to be made on behalf of the private paying patients of such Medical Officer the usual fee will be payable. Medical Officers sending articles for examination should indicate in each case whether the examination is for a paying patient and if it is, arrange to pay the fee required under the rules."

By Order

Secretary to Government
Medical and Agricultural Deptts.

To

G7857-8 & 29.3.26 The Compiler Mysore Gazette.

Memo No.

A copy of the above is forwarded with compliments to the (1) Director of P.H.Institute with reference to his ~~letter~~ No. 584 dated 1st December 1925 and (2) to the Senior Surgeon with reference to his U.O. Note No. C. 17 dated 16th Feb.1926.

By Order

Secretary to Govt.
Medical and Agri. Deptts.

c.n.

Government of His Highness the Maharaja of Mysore.

GENERAL AND REVENUE DEPARTMENTS.

G. O. No. G. 7852-5—Sany. 54-25-5, dated 29th March 1926.

Articles to be examined by the Chemical Examiner to Government.

Approves the addition of two items to the list of —— and the rates of fees to be levied therefor.

READ—

Government Order No. 11665—Mis. F. 28-96 of 17th March 1898, fixing the rates of fees to be levied in the case of articles tendered by firms and private parties for examination by the Chemical Examiner and Bacteriologist to Government.

2. Letter No. 584, dated 1st December 1925, from the Director of Public Health Institute, proposing the addition of the following two items to those enumerated in the Government Order of 1898 read above:—

8	Wassermann Test for Syphilis ..	Rs. 15
9	Examination of Blood, Sputum, Urine, etc. ..	„ 5

ORDER No. G. 7852-5—SANY. 54-25-5, DATED 29TH MARCH 1926.

The addition of the two items proposed at the following rate of fees is approved:-

8	Wassermann Test for Syphilis	Rs. 10
9	Examination of Blood, Sputum, Urine, etc. ..	„ 3

R. RANGA RAO,
Secretary to Government,
Medical and Agricultural Departments.

To—The Senior Surgeon in Mysore.
The Sanitary Commissioner.
The Director of Public Health Institute.
The Comptroller to Government.

Exd.—P. S. R. N.

W D 2074—GPB—380—6.4.26

CHIEF SECRETARIAT.

No. G. 7856—*Sany.* 54-25-6, *dated* 29*th March* 1926.

The following proviso will be added at the end of rule (v) of the rules relating to the examination of articles by the Chemical Examiner and Bacteriologist to Government issued with Government Notification No. 16841—Mis. F. 28-96, dated 14th April 1902:—

"Provided, however, that where such investigations are required to be made on behalf of the private paying patients of such Medical Officer, the usual fee will be payable. Medical Officers sending articles for examination should indicate in each case whether the examination is for a paying patient and if it is, arrange to pay the fee required under the rules."

By Order,
R. RANGA RAO.
Secretary to Government,
Medical and Agricultural Departments.